

Food and Drug Administration 10903 New Hampshire Avenue Document Control Center – WO66-G609 Silver Spring, MD 20993-0002

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A & A Medical, Inc.

Jihad Mansour

Quality and Regulatory Manager

9370 Industrial Trace

Alpharetta, GA 30004

Re: K003949

Trade/Device Name: Medical Tacker, Model #R65-933

Regulation Number: 21 CFR 876.1500

Regulation Name: Endoscope and accessories

Regulatory Class: II

Product Code: OCW, GCJ

Dated (Date on orig SE ltr): May 8, 2001 Received (Date on orig SE ltr): May 14, 2001

Dear Mansour,

This letter corrects our substantially equivalent letter of July 25, 2001.

We have reviewed your Section 510(k) premarket notification of intent to market the device referenced above and have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act) that do not require approval of a premarket approval application (PMA). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration. Please note: CDRH does not evaluate information related to contract liability warranties. We remind you, however, that device labeling must be truthful and not misleading.

If your device is classified (see above) into either class II (Special Controls) or class III (PMA), it may be subject to additional controls. Existing major regulations affecting your device can be

found in the Code of Federal Regulations, Title 21, Parts 800 to 898. In addition, FDA may publish further announcements concerning your device in the <u>Federal Register</u>.

Please be advised that FDA's issuance of a substantial equivalence determination does not mean that FDA has made a determination that your device complies with other requirements of the Act or any Federal statutes and regulations administered by other Federal agencies. You must comply with all the Act's requirements, including, but not limited to: registration and listing (21 CFR Part 807); labeling (21 CFR Part 801); medical device reporting (reporting of medical device-related adverse events) (21 CFR 803); good manufacturing practice requirements as set forth in the quality systems (QS) regulation (21 CFR Part 820); and if applicable, the electronic product radiation control provisions (Sections 531-542 of the Act); 21 CFR 1000-1050.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801), please contact the Division of Small Manufacturers, International and Consumer Assistance at its toll-free number (800) 638 2041 or (301) 796-7100 or at its Internet address http://www.fda.gov/MedicalDevices/ResourcesforYou/Industry/default.htm. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21CFR Part, 807.97). For questions regarding the reporting of adverse events under the MDR regulation (21 CFR Part 803), please go to http://www.fda.gov/MedicalDevices/Safety/ReportaProblem/default.htm for the CDRH's Office of Surveillance and Biometrics/Division of Postmarket Surveillance.

You may obtain other general information on your responsibilities under the Act from the Division of Small Manufacturers, International and Consumer Assistance at its toll-free number (800) 638-2041 or (301) 796-7100 or at its Internet address http://www.fda.gov/MedicalDevices/ResourcesforYou/Industry/default.htm.

Sincerely yours,

Benjamin R. Fisher -S

Benjamin R. Fisher, Ph.D.

Director

Division of Reproductive, Gastro-Renal, and Urological Devices

Office of Device Evaluation

Center for Devices and Radiological Health

Enclosure

		Page of
S10(k) Number (if known): K0039 Device Name: TACKER Indications For Use: THIS DEVICE IS ENDOSCOPIC SURGERY INCLUDING FIXATION APPROXIMATION OF TIS	PROCEDUR OF PROSTA	
SPECIALTIES, SUCH A	HS REPAIR	OF HERNIAS AND
BLADDER NECK SU	SPEN SION	
(PLEASE DO NOT WRITE BELOW THI	s line - continue c	N ANOTHER PAGE IF NEEDED)
Concurrence of CDRH	, Office of Device E	Evaluation (ODE)
Prescription Use	OR Page 4 of	Over-The-Counter Use(Optional Format 1-2-96)
510(k) Number 45003949		

K003949

510(k) Summary As Required by 21 section 807.92 (c)

1-Submitter Name: A & A Medical, Inc.

2-Address:

9370 Industrial Trace

Alpharetta, GA 30004

3-Phone:

(770) 343-8400

4-Fax:

(770) 343-8985

5-Contact Person:

Jihad Mansour

6-Date summary prepared: December 15th, 2000 7-Device Trade or Proprietary Name: Tacker

8-Device Common or usual name: Endoscopic stapler

9-Device Classification Name:

Endoscope and/or accessories

10-Substantial Equivalency is claimed against the following device:

Origin Tacker system

11-Description of the Device:

The device is to be used by physicians in hospitals

The Tacker is a device that consists of one disposable component and two permanently implantable components. The disposable component is a 45cm long stainless steel tube. The first permanently implantable component is a helical fastener. The second permanently implantable component is a PROLENE non-absorbable "O" suture.

The instrument is designed for introduction and use through an appropriately sized trocar sleeve or larger with the use of an appropriate seal.

12-Intended use of the device:

This device is indicated for use in endoscopic surgery procedures for urethropexy, including fixation of prostatic material, approximation of tissues in various surgical specialties, such as repair of hernias and bladder neck suspension.

13-Safety and Effectiveness of the device:

This device (Tacker) is safe and effective as the other predicate device cited above. This is better expressed in the tabulated comparison (Paragraph 14 below)